

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

CBT FLINT PARTNERS, LLC,)	
)	
Plaintiff,)	CIVIL ACTION FILE
)	
v.)	NO. 1:07-cv-1822-TWT
)	
RETURN PATH, INC. and)	
CISCO IRONPORT SYSTEMS LLC,)	
)	
Defendants.)	

NOTICE OF APPEAL

Notice is hereby given that CBT Flint Partners, LLC (“CBT”), plaintiff in the above-captioned case, hereby appeals to the United States Court of Appeals for the Federal Circuit from the October 8, 2008 Final Judgment Of Invalidity And Stipulated Final Judgment Of Non-Infringement [Docket No. 219], by its terms made effective “after the Court enters an order on IronPort’s and Return Path’s respective motions for exceptional case pursuant to 35 U.S.C. § 285 and other bases for the award of attorneys’ fees as governed by Fed. R. Civ. P. 54(d)(2),” which order was entered on December 30, 2009 [Docket No. 258], and from all interlocutory orders and rulings merged therein or relating thereto that are adverse to CBT, including but not limited to the following:

- the July 10, 2008 Order [Docket No. 202] construing the disputed claims in U.S. Patent Nos. 6,192,114 and 6,587,550, and all decisions, orders, and rulings related thereto;
- the July 11, 2008 Order [Docket No. 203] granting Defendants' Motion For Summary Judgment, and all decisions, orders, and rulings related thereto; and
- that portion of the December 30, 2009 Order [Docket No. 258] denying in part CBT's Motion To Review Taxation Of Costs, and all decisions, orders, and rulings related thereto.

Respectfully submitted, this 29th day of January, 2010.

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CERTIFICATE OF SERVICE

This is to certify that I have this day electronically filed the foregoing NOTICE OF APPEAL with the Clerk of the Court using the CM/ECF system, which will automatically send e-mail notification of such filing to the following attorneys of record:

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This 29th day of January, 2010.

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